

03-10-06

JFW


**AMENDMENT TRANSMITTAL LETTER**

 Docket No.  
**49954-DIV-2 (70551)**

Application No. 10/671,239-Conf. #8142	Filing Date September 24, 2003	Examiner Tran, Thang V.	Art Unit 2653
---	-----------------------------------	----------------------------	------------------

Applicant(s): Junsaku Nakajima et al.

Invention: OPTICAL DISC HAVING PITS OF DIFFERENT DEPTH FORMED THEREIN, OPTICAL DISC DEVICE FOR REPRODUCING THE SAME, AND METHOD OF REPRODUCTION

**TO THE COMMISSIONER FOR PATENTS**

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	2	- 20' =		x	
Independent Claims	2	- 3 =		x	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					0.00

 Large Entity

 Small Entity

 No additional fee is required for this amendment.

 Please charge Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_.  
 A duplicate copy of this sheet is enclosed.

 A check in the amount of \$ \_\_\_\_\_ to cover the filing fee is enclosed.

 Payment by credit card. Form PTO-2038 is attached.

 The Director is hereby authorized to charge and credit Deposit Account No. 04-1105 as described below. A duplicate copy of this sheet is enclosed.

 Credit any overpayment.

 Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

David A. Tucker  
 David A. Tucker  
 Attorney/Agent Reg. No.: 27,840

 Dated: March 8, 2006

 EDWARDS ANGELL PALMER & DODGE LLP  
 P.O. Box 55874  
 Boston, Massachusetts 02205  
 (617) 517-5508



Application No. (if known): 10/671,239

Attorney Docket No.: 49954-DIV-2 (70551)

## Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EV 756265263 US in an envelope addressed to:

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

on March 8, 2006  
Date

Kathy A. Grindrod

Signature

Kathryn A. Grindrod

Typed or printed name of person signing Certificate

Registration Number, if applicable

(617) 517-5534

Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Amendment Transmittal (2 pages)  
Amendment (12 pages)  
Return Receipt Postcard



Attorney Docket No. 49,954- DIV-2 (70551)  
Express Mail No. EV 756265263 US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re Divisional Application of:**

APPLICANT: J. Nakajima, et al. GROUP: 2653  
SERIAL NO. 10/671,239 EXAMINER: Tran, Thang V.  
FILED: September 24, 2003  
FOR: OPTICAL DISC HAVING PITS OF DIFFERENT DEPTH FORMED  
THEREIN, OPTICAL DISC DEVICE FOR REPRODUCING THE  
SAME, AND METHOD OF REPRODUCTION

---

**CERTIFICATE OF EXPRESS MAILING**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on, in an envelope as "Express Mail Post Office To Addressee", mailing Label Number **EV 756265263 US**, addressed to Mail Stop: Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 8, 2006.

By: Kathryn A. Grindrod  
Kathryn A. Grindrod

---

MAIL STOP: AMENDMENT  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

Sir:

**AMENDMENT**

In response to the non-final Official Action currently outstanding with regard to the above-identified case, kindly amend the subject application as follows: